HONOURABLE SHRI JUSTICE R.SUBHASH REDDY

WRIT PETITION Nos. 11939, 12181 and 12185 of 2006

Dated 26th June, 2006

W.P. No. 11939 of 2006

Between:
Goutham Model Schools
represented by its Chairman, M.Venkata Narayana

… Petitioner

And

The Government of Andhra Pradesh
represented by its Secretary, School Education
Department, Secretariat, Saifabad
Hyderabad and others.

… Respondents.

COMMON ORDER:

These three writ petitions are filed seeking directions in the nature of Mandamus questioning the inaction on the part of the respondents in conducting the verification and granting permission to establish schools at Godavarikhani, Karimnagar and Korutla of Karimnagar District. It is the case of the petitioner-management that though they complied with all the required conditions and the criteria as laid down under the A.P. Education Act and the Rules made there under by paying requisite fees, but, without any reason its applications are not being processed and permissions are not being given in spite of the fact that academic year has already begun.

At the stage of admission, learned Government Pleader appearing for the respondents, on instructions, submits that already proposals are returned for want of compliance of certain conditions as per G.O.Ms.No.1, dated 1.1.1994 and a communication is already sent in this regard by the District Educational Officer, Karimnagar vide his letter No. Lr.No./155/2006, dated 17.6.2006 to the Regional Joint Director of School Education. But, however, it appears that deficiencies are not yet notified to the petitioner-management.

It is the case of the petitioner-management that they have complied with all the required conditions by paying the requisite fees. However, it is the case of the respondents that certain deficiencies are still there, and, in that view of the matter, no permission can be given at this stage.

As much as it is stated that there are certain deficiencies, which are not notified to the petitioner-management, I dispose of the

writ petition directing the respondents to communicate to the petitioner-management the deficiencies, if any, to be complied with, within a period of 10 days from today. On such communication of the deficiencies to the petitioner-management, it shall comply with all the deficiencies and then submit a representation to the respondents reporting compliance. Thereafter, the respondents shall make necessary inspections and pass appropriate orders on the applications for grant of permission to establish the schools and communicate the same to the petitioner-management within a period of four weeks therefrom.

However, it is made clear that it is open for the respondents to insist upon fulfillment of all the statutory obligations required under the Rules framed under G.O.Ms.No.1, dated 1.1.1994 under A.P. Education Act, 1982 and any other rules applicable in this regard for grant of permission/recognition, by the petitioner.

Subject to above directions, the writ petition is disposed of. No order as to costs.

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26.6.2006 **(R.SUBHASH REDDY, J.)**

VR

Note:
Issue cc by tomorrow.
(BO)
VR